

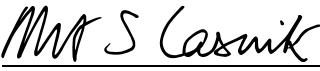
UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

MARC DOUGLAS HOLCOMB,	)	
	)	
Petitioner,	)	CASE NO. C05-316RSL
	)	
v.	)	
	)	
JAMES SPAULDING,	)	ORDER DENYING § 2254 PETITION
	)	
Respondent.	)	
_____	)	

The Court, having reviewed petitioner's petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254, respondent's answer, the Report and Recommendation of the Honorable Monica J. Benton, United States Magistrate Judge, any objections thereto, and the balance of the record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation.
- (2) Petitioner's petition for a writ of habeas corpus (Dkt. #8) is DENIED with prejudice.
- (3) The Clerk is directed to send a copy of this Order to petitioner, to counsel for respondent, and to Judge Benton.

DATED this 6th day of September, 2005.

  
Robert S. Lasnik  
United States District Judge